

CORONER'S INQUEST

It Tends to Fasten Callihan's Murder Upon Josie Hill.

CAL BEAN IS NOT A CONFEDERATE

He Is Discharged From Custody, While the Case of the Cyprian Goes Over to This Morning.

The coroner's inquest over the remains of Edward Callihan, the unfortunate man who was shot and killed on Saturday morning while in company with Josie Hill, was held at the undertaking establishment of Skewes & Son yesterday morning, the jury being E. A. King, Bradford Elliott and E. G. Irwin. A large number of spectators were present, and the parties under arrest were represented by counsel, S. P. Armstrong and Mr. Hamilton appearing for Josie Hill and William Condon for Cal Bean, the huckster. Nothing of importance, in addition to the facts previously elicited, was developed, and in fact on investigation, so far from implicating new parties, tended rather to bring the crime closer to Josie Hill's door, and from the testimony it will be seen that some statements made by her are contradicted by the witnesses. One rather singular feature of the investigation was that none of the witnesses was examined the ground immediately after the shooting were able to find any evidence of the presence of the man who made the attack when the buggy was stopped. The course of the vehicle was plainly traced, and it was seen where it stopped at the time of the attack, but there were no footprints leading from either side of the road, nor from the buggy.

The first witness called was Leslie Lawrence, or Mober, the keeper of the place on Franklin avenue from which Callihan started on his fatal ride. He testified that the deceased first came to my house on Wednesday, the 3rd inst. He remained all night with Miss Josie; in the morning she came down stairs and he saw her. She informed me that Mr. Callihan was asleep and that she had taken \$10 from his pants pocket and that she intended going up town for a short time. I appeared for her conduct and told her never to repeat the offense; after this I went up stairs to where Mr. Callihan was sleeping, picked up his vest and took out a roll of bills from the inner breast pocket; Mr. Glenn and another police officer were in my house at the time. I took the money to Mr. Glenn and requested him to count it; he did so and returned it to me; the amount was \$10. I retained possession of the money until Thursday between 12 and 1 o'clock p. m., when I gave it to Mr. Callihan; he took a \$20 bill from the roll and handed it to me, and I handed it back to him; which he was owing me. There was no one present when I returned Mr. Callihan's money to him. A few minutes after he met Miss Josie and subsequently retired with her to her room; he did not leave the place during the time that intervened from my giving him his money and his entering the parlor with Miss Josie. About 8 o'clock Thursday evening Josie and the deceased went out to the Hot Springs; they were absent two or three hours. Mr. Callihan did not return with Josie on their return from the springs, but kept company with Miss Hill.

Sam Greenback, the proprietor of the Road house, was next called. He testified—Sometime after midnight (Friday), the deceased came to my place of business in a buggy in company with Josie Hill. The house was closed but the couple knocked loudly at the door and demanded admittance; I saw the night bartender, a boy, who let them in; immediately after their entrance they called for drinks and invited me to drink with them, which I did and then retired; I do not know who paid for the drinks; they remained there about twenty minutes; I do not know that either of them was under the influence of liquor; I did not hear any shots fired.

E. Livingston testified—I was at Mr. Greenback's on the night in question; I was awakened by the reports of a pistol; do not know who fired them; the shooting occurred after 2 o'clock; how long after I have no means of knowing, as I did not look at my timepiece.

Kolia Corry, a youth of about twenty years, testified—I was at Greenback's on Thursday night and Friday morning; I waited on Mr. Callihan and Josie Hill. Callihan gave me a bill, from which I took the money for the drinks. Mr. Callihan and Miss Hill were there about half an hour more than that. When they left I went back to bed; heard no shooting.

W. Wood was next called. He testified—I live on the state road between Ninth and Tenth South streets; am aware of the killing of Mr. Callihan, but heard no shooting; was first informed of the case by Officer Sanders on Friday morning at 3 o'clock. I saw the body of the deceased lying on its back about eight feet west of the street railway track and about fifteen feet from a pole, which we marked. The head of the deceased was inclined to the southeast and the feet to the northwest. His pockets were turned inside out and a button pulled off his vest. Four silver quarters were found at the right and partially under the body, which was cold and growing stiff when we got there. There was a buggy track leading from the road house to the scene of the homicide. It was evidently made by the vehicle in which Callihan rode. There were no footprints around the body other than those made by Officer Sanders, myself and two or three others. There was no sign of anyone alighting from the buggy and going to where the body was found by us, neither was there any evidence of any struggle having taken place.

Ed Butterfield testified—I live about eight hundred yards north of where the killing occurred. I was informed of the tragedy by Officer Sanders at 3 o'clock Friday morning. The officer requested me to go and keep watch over the body while he went up town to inform the coroner. At my dictation he wrote Messrs. King and Wood, who live at the rear of my premises. He did so, and together we hurriedly made our way to the scene of the shooting. I struck a light and began to examine the body. I saw at a glance that it was cold and lifeless, and so informed the others. Made a careful examination of the ground. There was no evidence of any struggle having taken place. The dust was undisturbed everywhere except where the body lay. The buggy had come from the north, but had been crumpled and turned around to where the body was found. The vehicle had been driven about one hundred and seventy feet south of the scene of the killing, where another circuit was made and the conveyance driven backward. When opposite the body the horse had evidently become frightened, as the track of the buggy makes an abrupt turn about fifteen feet eastward of the body. The only footprints discernable were those of a man and woman coming from the road house to where the killing took place.

the buggy and came to Mr. Butterfield's and awoke him and Messrs. Wood and King, who went back to the body and kept vigil over it while I came up town and informed the officers and coroner. There were no tracks about the buggy that I could see, other than those made by ourselves.

Dr. S. Ewing testified—I have made an examination of the body, and would suppose that the wounds on the head and face were inflicted by a blunt instrument. The wound in the left temple penetrates the skull. Those wounds would render a man unconscious, but might not prove fatal. The wound near the thigh is evidently a gun shot wound. The bullet entered near the upper portion of the thigh and near the triceps muscle, and came out above the kidney. I believe it cut an artery, or it may have penetrated the kidney. The immediate cause of death was doubtless hemorrhage.

By this time Josie Hill had been brought down from the jail, and when the coroner asked her to swear, she stepped forward bravely and said up her hand. Mr. Armstrong, her attorney, at once interposed an objection to her testifying, and she was therefore allowed to retire.

This closed the evidence, and after a short consultation the jury returned a verdict setting forth that the deceased came to his death at the time stated from the effects of a gunshot wound and wounds inflicted by some blunt instrument, supposed to be the pistol, in the hands of some person or persons to them unknown.

In the afternoon Josie Hill and Cal Bean had a preliminary examination before Judge Lacey on the charge of murder. Messrs. Armstrong, Hamilton, Lewis and Condon appearing for the defense and Messrs. Murphy and Eichenor for the prosecution. The evidence was precisely the same that advanced at the request of the addition of James Donaldson's testimony. He stated that he was well acquainted with Callihan and saw him last on Thursday morning. The witness advised the deceased to go home, but the latter replied that he was able to take care of himself and wasn't broke, at the same time showing the witness a roll containing \$500.

The prosecution rested here, and Mr. Murphy admitted that there was nothing in the evidence to connect Bean with the affair, and he would consent to his being discharged. The order was made, and Bean was soon surrounded with his friends who congratulated him on the result of the examination. The case of Miss Hill went over until this morning at 10:40, when her attorneys will decide as to whether they will offer testimony.

Callihan's brother arrived here last night and will take the remains east to his aged mother's home in New York to-day.

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